IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Case No. : C.R.No.5131 of 2006
Date of Decision : October 27, 2006.

Radhe Mohan Mehra ..... Petitioner

Vs.

Jatinder Singh & another ..... Respondents

Coram : Hon'ble Mr.Justice P.S.Patwalia

* * *

Present : Mr.Deepak Aggarwal, Advocate
for Mr.Veneet Sharma, Advocate
for the petitioner.

Mr.L.M.Gulati, Advocate
for respondent no.1.

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P.S.Patwalia, J. (Oral) :

The present revision petition has been filed against the order dated 7.8.2006 vide which evidence of the defendant was closed by order. The petitioner in this revision petition, defendant in the civil suit, prays that he may be granted only one opportunity to examine the defendant.

Learned counsel for respondent no.1 states that though there is no justification in granting any further opportunity yet if the same is to be done then the petitioner should be put to costs.

After hearing learned counsel for the parties and going through the pleadings I am of the opinion that the interest of justice would be secured if one opportunity is given to the defendant to examine himself. He would be present for examination on the next date of hearing fixed before the trial court. This would be done on payment of costs which are assessed at Rs.2,500/-.

The order dated 7.8.2006 is accordingly set aside and the revision petition is allowed in the aforementioned terms.

October 27, 2006 (P.S.Patwalia)
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